

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 1041 of 1988

For Approval and Signature:

Hon'ble MR.JUSTICE N.N.MATHUR

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

ARAJANBHAI H GOYANI

Versus

GENERAL INSURANCE INSURANCE OF INDIA

Appearance:

MR BM MANGUKIYA for Petitioners
Mr J M Thakore, Advocate General with Ms.Harsha
Devani, AGP for the State
Mr Rajni H Mehta for General Insurance Corporation
MR JD AJMERA for Union of India
Mr P M Raval, Sr.Advocate for State Coop.Bank Ltd.
Mr Shirish Joshi for District Coop. Bank Ltd.

CORAM : MR.JUSTICE N.N.MATHUR

Date of decision: 14/08/96

ORAL JUDGEMENT

This Special Civil Application has been filed seeking direction to quash and set aside the decision of the respondent fixing the date 1.4.1985 and 30.9.1985 as

the cut-off date for the purpose of settling the insurance claims of the farmers of Bhavnagar District insured for crops for 1985 kharif.

2. Mr B M Mangukia, learned Advocate was heard in this matter along with the other identical matters being Special Civil Application No.1541/87 and allied matters decided on 7.8.1986. However, inadvertently, this matter could not be tagged with, at the time of delivery of judgment in the aforesaid matter.

3. For the reasons and conclusions arrived at in Special Civil Application No.1541/87, this Special Civil Application is partly allowed. The respondents are directed to settle the insurance claims for the insured crops in respect of Kharif 1985 considering the period of crop loan disbursements between April 01, 1985 to November 10, 1985 within a period of three months from the date of receipt of the writ.

Rule made absolute to the aforesaid extent with no order as to costs.

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